

Notice of Allowability

Application No.

10/616,204

Examiner

TAN N. TRAN

Applicant(s)

YAMAZAKI ET AL.

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment and IDS filed on 08/17/06 and IDS filed on 07/07/06.
2. ☒ The allowed claim(s) is/are 1-18 and 34-39.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date 08/18/06 07/07/06 8/17/06
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Jeffrey L. Costellia on 09/01/06.

The application has been amended as follows:

In claim 1, lines 12,13, "said lower substrates" should be changed to – said lower substrate.

In claim 4, line 11, "said upper substrates" should be changed to – said upper substrate --

In claim 7, line 12, "said lower substrates" should be changed to – said lower substrate --

In claim 10, lines 11,12, "said lower substrates" should be changed to – said lower substrate.

In claim 13, line 10, "said upper substrates" should be changed to – said upper substrate --.

In claim 16, line 11, "said lower substrates" should be changed to – said lower substrate --

Reasons for Allowance

2. The following is an examiner's statement of reasons for allowance:

Claims 1-18,34-39 are allowable over the reference of record because none of these references disclose or can be combined to yield the claimed invention such as a light emitting element comprising an anode, a layer including a luminescent material and a cathode provided between the upper and the lower substrates; a dryer agent between the upper and the lower substrates; and wherein a coating film is formed in end portions of the upper and the lower substrates and on outer surfaces of the sealing member, and extends to an upper surface of the upper substrate and a lower surface of the lower substrate to cover a portion of the upper surface of the upper substrate and a portion of the lower surface of the lower substrates as recited in claims 1,10, a light emitting element comprising an anode, a layer including a luminescent material and a cathode provided between the upper and the lower substrates; a dryer agent between the upper and the lower substrates; and wherein a coating film is formed in end portions of the upper and the lower substrates and on outer surfaces of the sealing member, and extends to one of an upper surface of the upper substrate and a lower surface of the lower substrate to cover one of the upper surface of the upper substrate and the lower surface of the lower substrate completely as recited in claims 4,13, and a light emitting element comprising an anode, a layer including a luminescent material and a cathode provided between the upper and the lower substrates; a dryer agent between the upper and the lower substrates; and wherein a coating film is formed in end portions of the upper and the lower substrates and on outer surfaces of the sealing member, and extends to an upper surface of the upper substrate and a lower surface of the

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lower substrate to cover the upper surface of the upper substrate and the lower surface of the lower substrate completely as recited in claims 7,16,

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled ""Comments on Statement of Reasons for Allowance.

3. Any inquiry concerning this communication or earlier communication from the examiner should be directed to Tan Tran whose telephone number is (571) 272-1923. The examiner can normally be reached on M-F 8:30AM-5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Flynn can be reached on (571) 272-1915. The fax phone numbers for the organization where this application or proceeding is assigned are (571) 273-8300 for regular communications and (571) 273-8300 for after final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

TT

Sep 2006